

AMENDED IN SENATE MARCH 27, 2025

SENATE BILL

No. 748

Introduced by Senator Richardson

February 21, 2025

An act to amend Sections ~~50250 and 50251~~ of 50250, 50251, and 50254 of, and to add Section 50254.7 to, the Health and Safety Code, relating to housing.

LEGISLATIVE COUNSEL'S DIGEST

SB 748, as amended, Richardson. Encampment Resolution Funding program: ~~cars and recreational vehicles: vehicles: reporting.~~

Existing law establishes the Encampment Resolution Funding program, administered by the Department of Housing and Community Development, to increase collaboration between the ~~council, department,~~ local jurisdictions, and continuums of care for, among other things, ~~assisting local jurisdictions in ensuring the safety and wellness of people experiencing homelessness in encampments.~~ *providing encampment resolution grants to local jurisdictions and continuums of care to resolve critical encampment concerns and transition individuals into safe and stable housing.*

Existing law requires the department to report to the chairs of the relevant fiscal and policy committees of the Legislature on the outcomes, learnings, and best practices models identified through the program.

This bill would *define encampments to include people using recreational vehicles for temporary shelter along public roads. The bill would additionally include, as a program purpose, include assisting specified local jurisdictions with the removal with, among other things, removing and storage of cars and storing recreational vehicles, as specified, and assisting local jurisdictions with acquiring property for*

safe parking sites, and increasing safe parking site-hours, hours as purposes of the program. ~~The bill would define encampments to include people using cars and recreational vehicles for temporary shelter along public roads.~~

Beginning on April 1, 2026, and quarterly thereafter, the bill would require the department to report to the chairs of the Senate and Assembly Committees on Local Government, the Senate and Assembly Committees on Transportation, the Senate Committee on Housing, and the Assembly Committee on Housing and Community Development on the funding distributed for each of the program's purposes, as specified.

This bill would require a recipient of funding that removes recreational vehicles with grant funds from the program to comply with specified minimum requirements, including towing the recreational vehicle to a safe parking site and providing the owner 60 days to remove the recreational vehicle from the safe parking site. The bill would authorize the recipient to auction or demolish the recreational vehicle if the owner does not remove the recreational vehicle from the safe parking site within the provided 60 days or the owner retrieves the recreational vehicle within the 60 days and the recreational vehicle is towed again to the safe parking site. If the recipient auctions the recreational vehicle, the bill would grant local jurisdictions the right of first refusal. If the recipient auctions or demolishes the recreational vehicle, the bill would entitle the owner to 50% of the proceeds and the recipient to 50% of the proceeds.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. The Legislature finds and declares all of the
- 2 following:
- 3 (a) In January 2024, the United States Department of Housing
- 4 and Urban Development (HUD) reported 187,084 people
- 5 experiencing homelessness, and a significant portion of these
- 6 individuals are living in recreational vehicles (RV).
- 7 (b) Further startling statistics are:
- 8 (1) Two-thirds of reported homeless (124,537) in the state, the
- 9 highest in the country, sleep outside.
- 10 (2) Twenty-five percent, that is one in four, of the homeless in
- 11 America, are homeless here in California.

1 (3) *Forty-four percent, on average, that are homeless are*
2 *“chronically homeless,” meaning individuals may have a long*
3 *medical or mental disability and are homeless for more than one*
4 *year.*

5 (c) *Homelessness may be defined as an individual or family*
6 *who lacks a “fixed, regular, and adequate” nighttime permanent*
7 *residence. A man, woman, or child that sleeps on the street, in*
8 *front of a store, or in an RV for more than 14 days is considered*
9 *to be experiencing homelessness.*

10 (d) *According to long-standing law, Section 18010 of the Health*
11 *and Safety Code, an RV means a motor home, travel trailer, truck*
12 *camper, or camping trailer, with or without motive power, designed*
13 *for human habitation for recreational, emergency, or other*
14 *occupancy.*

15 (e) *In California, RVs are intended for temporary recreational*
16 *or emergency occupancy, not for long-term living or habitation*
17 *on private property outside of designated areas like RV parks,*
18 *campgrounds, or mobile home parks.*

19 (f) *RVs are designed for leisure travel, camping, and temporary*
20 *living, not as permanent residences.*

21 **SECTION 1.**

22 **SEC. 2.** Section 50250 of the Health and Safety Code is
23 amended to read:

24 50250. For purposes of this chapter, the following definitions
25 shall apply:

26 (a) “Additional funding round moneys” means moneys
27 appropriated for the program in or after fiscal year 2022–23.

28 (b) “Agency” means the Business, Consumer Services, and
29 Housing Agency.

30 (c) “Applicant” means a continuum of care or local jurisdiction

31 (d) “Continuum of care” has the same meaning as in Section
32 578.3 of Title 24 of the Code of Federal Regulations.

33 (e) (1) Subject to paragraph (2), “council,” unless context
34 requires otherwise, means the California Interagency Council on
35 Homelessness, previously known as the Homeless Coordinating
36 and Financing Council created pursuant to Section 8257 of the
37 Welfare and Institutions Code.

38 (2) Unless context requires otherwise, “council,” with respect
39 to the administration of this chapter on or after the effective date
40 of the act adding this paragraph, means the department.

1 (f) “County” includes, but is not limited to, a city and county.

2 (g) “Department” means the Department of Housing and
3 Community Development.

4 (h) “Encampment” includes, but is not limited to, people using
5 ~~cars and~~ recreational vehicles for temporary shelter along public
6 roads.

7 (i) “Funding round 1 moneys” means moneys appropriated for
8 the program in fiscal year 2021–22.

9 (j) “Homeless” has the same meaning as in Section 578.3 of
10 Title 24 of the Code of Federal Regulations.

11 (k) “Local jurisdiction” means a city, including a charter city,
12 a county, including a charter county, or a city and county, including
13 a charter city and county.

14 (l) “Program” means the Encampment Resolution Funding
15 program established pursuant to this chapter.

16 (m) “Recipient” means an applicant that receives grant funds
17 from the council for the purposes of the program.

18 (n) *“Recreational vehicle” has the same meaning as in Section*
19 *18010.*

20 ~~(n)~~

21 (o) “State right-of-way” means real property held in title by the
22 State of California.

23 ~~SEC. 2.~~

24 *SEC. 3.* Section 50251 of the Health and Safety Code is
25 amended to read:

26 50251. (a) The Encampment Resolution Funding program is
27 hereby established to, upon appropriation by the Legislature,
28 increase collaboration between the council, local jurisdictions, and
29 continuums of care for the following purposes:

30 (1) Assist local jurisdictions in ensuring the safety and wellness
31 of people experiencing homelessness in encampments.

32 (2) Provide encampment resolution grants to local jurisdictions
33 and continuums of care to resolve critical encampment concerns
34 and transition individuals into safe and stable housing.

35 (3) Encourage a data-informed, coordinated approach to address
36 encampment concerns.

37 (4) Assist local jurisdictions *that are urban communities within*
38 *a county that offer temporary shelters and safe parking sites with*
39 *the removal and storage of* ~~cars and~~ recreational vehicles while

1 locating temporary shelter for people experiencing homelessness
2 in encampments.

3 *(5) Assist local jurisdictions that are urban communities within*
4 *a county that offer temporary shelters and safe parking sites with*
5 *the code enforcement of the parking, storage, inspection, and*
6 *towing of recreational vehicles.*

7 ~~(5)~~

8 *(6) Assist local jurisdictions that are urban communities within*
9 *a county that offer temporary shelters and safe parking sites with*
10 *acquiring property for safe parking sites and increasing safe*
11 *parking site hours.*

12 (b) (1) The council shall administer the program.

13 (2) Notwithstanding paragraph (1), the council may consult with
14 and designate a state agency or department to support the
15 administration of the program.

16 (c) (1) The council's decision to approve or deny an application
17 and the determination of the amount of funding to be provided
18 shall be final and not subject to appeal.

19 (2) In determining which applications to approve, the council
20 shall evaluate and score proposals based on all of the following
21 criteria:

22 (A) The applicant's capacity to carry out the proposal.

23 (B) Whether the site selected for services aligns with the
24 proposed service delivery model.

25 (C) Whether the demographics and needs of service recipients
26 align with the proposed service delivery model.

27 (D) The applicant's ability to develop a detailed service delivery
28 plan, including a description of how individuals will be served
29 with permanent housing solutions.

30 (E) The applicant's ability to coordinate with other systems to
31 increase services and housing options.

32 (F) The applicant's capacity to involve people with lived
33 experience and local community partners in the implementation
34 of its project.

35 (G) The applicant's ability to recruit and deploy personnel with
36 experience and expertise needed to support the success of their
37 proposal.

38 (H) The applicant's ability to demonstrate a prudent and
39 effective use of requested funding relative to the number of people

1 it seeks to serve and the types of services to be provided in the
2 proposal.

3 (d) The council shall maintain records of the following:

4 (1) The number of applications for program grants received by
5 the council.

6 (2) The number of applications for program grants denied by
7 the council.

8 (3) The name of each recipient of a program grant.

9 (4) The amount of funds allocated to each applicant.

10 (e) The council may adopt regulations to implement this chapter.
11 The adoption, amendment, or repeal of a regulation authorized by
12 this subdivision is hereby exempted from the rulemaking provisions
13 of the Administrative Procedure Act (Chapter 3.5 (commencing
14 with Section 11340) of Part 1 of Division 3 of Title 2 of the
15 Government Code).

16 *SEC. 4. Section 50254 of the Health and Safety Code is*
17 *amended to read:*

18 50254. (a) Notwithstanding any other law, all recipients of
19 funds pursuant to this chapter shall provide data elements,
20 including, but not limited to, health information, in a manner
21 consistent with state and federal law, to their local Homeless
22 Management Information System for tracking in the statewide
23 Homeless Data Integration System.

24 (b) (1) The council shall specify the form and substance of the
25 required data elements.

26 (2) The council may, as required by operational necessity, amend
27 or modify data elements, disclosure formats, or disclosure
28 frequency.

29 (3) Grantees shall report individual, client-level data for persons
30 served by grant funding to the council, in addition to any data
31 reported through local Homeless Management Information System,
32 as required by the council for the purposes of research and
33 evaluation of grant performance, service pathways, and outcomes
34 for people served.

35 (4) Council staff may use information reported directly from
36 grantees and through statewide Homeless Data Integration System
37 for the purposes of research and evaluation of grant performance,
38 service pathways, and outcomes for people served.

39 (c) Any health information or personal identifying information
40 provided to or maintained within the statewide Homeless Data

1 Integration System pursuant to this section shall not be subject to
2 public inspection or disclosure under the California Public Records
3 Act (Division 10 (commencing with Section 7920.000) of Title 1
4 of the Government Code).

5 (d) For purposes of this paragraph, “health information” includes
6 “protected health information,” as defined in Part 160.103 of Title
7 45 of the Code of Federal Regulations, and “medical information,”
8 as defined in subdivision (j) of Section 56.05 of the Civil Code.

9 (e) All recipients shall provide information and products
10 developed with grant funds on service delivery models in support
11 of the overall program goal to mitigate risk and address safety
12 concerns in encampments, while ensuring a pathway for individuals
13 living in encampments to move into safe and stable housing, in a
14 format and timeframe specified by the council.

15 (f) The council shall evaluate the data and outcomes reported
16 by recipients to assess efficacy of programs and identify scalable
17 best practices for encampment resolution that can be replicated
18 across the state.

19 (g) The council shall report ~~to~~ *as follows*:

20 (1) *To the chairs of the relevant fiscal and policy committees*
21 *in both houses on the outcomes, learnings, and best-practice*
22 *practices models identified through this program. The report shall*
23 *be submitted in compliance with Section ~~9795~~. 9795 of the*
24 *Govenment Code.*

25 (2) (A) *Beginning on April 1, 2026, and quarterly thereafter,*
26 *to the chairs of the Senate and Assembly Committees on Local*
27 *Government, the Senate and Assembly Committees on*
28 *Transportation, the Senate Committee on Housing, and the*
29 *Assembly Committee on Housing and Community Development*
30 *on the funding distributed for each of the purposes described in*
31 *subdivision (a) of Section 50251.*

32 (B) *The requirement for submitting a report imposed under*
33 *subparagraph (A) is inoperative on April 1, 2030, pursuant to*
34 *Section 10231.5 of the Government Code.*

35 (C) *A report to be submitted pursuant to subparagraph (A) shall*
36 *be submitted in compliance with Section 9795 of the Government*
37 *Code.*

38 (h) Contracts entered into to implement this chapter shall be
39 exempt from all of the following:

(1) Chapter 6 (commencing with Section 14825) of Part 5.5 of Division 3 of Title 2 of the Government Code.

(2) The personal services contracting requirements of Article 4 (commencing with Section 19130) of Chapter 5 of Part 2 of Division 5 of Title 2 of the Government Code.

(3) Part 2 (commencing with Section 10100) of Division 2 of the Public Contract Code and the State Contracting Manual.

(4) Notwithstanding Section 11546 of the Government Code, from review or approval of any division of the Department of Technology, upon approval from the Department of Finance.

(5) From the review or approval of any division of the Department of General Services.

SEC. 5. Section 50254.7 is added to the Health and Safety Code, to read:

50254.7. A recipient of funding that removes recreational vehicles with grant funds shall comply, at a minimum, with all of the following:

(a) After providing any required notifications, the recreational vehicle shall be towed to a safe parking site.

(b) Once the recreational vehicle is towed to a safe parking site, the recipient shall provide written notification to the owner of the recreational vehicle that the recreational vehicle is at the safe parking site.

(c) The recipient shall provide the owner of the recreational vehicle 60 days to remove the recreational vehicle from the safe parking site.

(d) (1) The recipient may auction or demolish a recreational vehicle if any of the following apply:

(A) The owner does not remove the recreational vehicle from the safe parking site within the provided 60 days described in subdivision (c).

(B) After the owner retrieves the recreational vehicle within the provided 60 days, as described in subdivision (c), the recreational vehicle is towed again to a safe parking site.

(2) If the recipient auctions a recreational vehicle pursuant to paragraph (1), the recipient shall provide a right to first refusal to local jurisdictions.

(3) If the recipient auctions or demolishes a recreational vehicle pursuant to paragraph (1), the owner of the recreational vehicle

- 1 *shall receive 50 percent of the proceeds and the recipient shall*
- 2 *receive 50 percent of the proceeds.*

O